

February 22, 2007

Office of Enrollment and Discipline
Mail Stop OED
Director of the United States Patent and Trademark Office
PO Box 4780
Alexandria, VA 22313-1450

Re: Husick, Lawrence A
Lipton Weinberger and Husick
P.O. Box 587
Southeastern, Pennsylvania 19399
215-296-8259
Registration No. 31,374
ATTORNEY

Dear Sir or Madam:

I have brought this matter to your attention because Mr. Husick repeatedly failed to respond to communications from the USPTO and then misled myself and my business partners about the status of the patent applications referenced below. Additionally, Mr. Husick failed to follow my instructions, and then failed to apprise me of statutory deadlines which has resulted in irrevocable loss of rights as set forth below.

U.S. Patent Application. Ser. No. 10/084,592
Method and Composition for Delivery of Medicants to Animals

This application was filed on 2/25/2002 without declarations or the required filing fee. This application received a notice of abandonment on 11/26/2003 for failure to respond to a Notice of Missing Parts mailed on 4/18/2002. In short, Mr. Husick's failure to respond to the Notice of Missing Parts caused our application to lapse and go to abandonment. As can be clearly seen in the attached communications, repeated inquiries about signing the declaration and the status of the application were made to Mr. Husick by myself and my business partners.

When Mr. Husick finally realized that our application had gone to abandonment, he made us aware that there was a problem and reassured us that he would get things resolved so that our application would remain pending before the USPTO. The USPTO records are devoid of any indication that Mr. Husick made any attempt whatsoever to contact the USPTO for revival of our application.

I have brought this matter to your attention because Mr. Husick's failure to take any action on our behalf despite his representations that he would do so is inexcusable. Still worse, however, is the fact that Mr. Husick repeatedly misled us about the status of our application for nearly two years after he became aware that our application had been abandoned. We are attempting to revive this application but it is uncertain whether our petition to revive will be successful.

**Provisional U.S. patent application. Ser. No. 60/652,131
Method for Positively Identifying Livestock and Use Thereof.**

On 1/23/2002, the above mentioned provisional application was filed (the "Provisional Application"). On 10/26/2002, we instructed Mr. Husick to file a United States utility patent application claiming priority our Provisional Application.

On 1/23/2003, Mr. Husick filed a **PCT** application claiming priority to our Provisional Application. Mr. Husick was not instructed to file a PCT application in the first place. Instead, Mr. Husick was clearly instructed to file a U.S. "utility" patent application.

Unfortunately, it has been determined that our rights to file a US utility patent application based on and/or claiming priority to our PCT application lapsed almost two years ago on July 23, 2004. Mr. Husick did not make us aware of this deadline nor did he make us aware of the consequences and loss of rights that would result from not filing an application based on the PCT prior to the deadline. We are attempting to revive the PCT application so that our U.S. national stage application will be accepted. It is uncertain whether this will be successful.

Thus, our loss of rights with respect to what eventually became our PCT application can be directly attributed to Mr. Husick's failure to follow our instructions and failure apprise us of crucial statutory deadlines

I have enclosed a copy of the disciplinary complaint that I have also filed against Mr. Husick with the Pennsylvania State Bar Association for your reference.

Based on Mr. Husick's misrepresentations, we were clearly under the impression that our abandoned application had been pending over the last three years. Additionally, we were never made aware of crucial statutory deadlines and have lost rights as a direct result.

Office of Enrollment and Discipline
February 22, 2007
Page 3

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald L. Cravens". The signature is fluid and cursive, with a long horizontal stroke at the end.

Ronald L. Cravens

THE DISCIPLINARY BOARD OF THE SUPREME COURT OF PENNSYLVANIA

Date sent _____

Two Lemoyne Drive, Second Floor
Lemoyne, Pennsylvania 17043

COMPLAINT INFORMATION FORM

(Please Type or Print)

Date: _____

A. COMPLAINANT:

Mr./Mrs.
Your Name: Miss/Ms. Cravens Ronald L.
(Last) (First) (MI)

Address: 14706 Sherwood Road, Leawood, KS 66224
(Street) (City) (State) (Zip Code)

Telephone: Home: 913-681-9023 ; Work: 913-515-1616
(Area Code) (Number) (Area Code) (Number)

B. ATTORNEY COMPLAINED OF:

Name: Husick Lawrence A. County: Chester
(Last) (First) (MI)

Office Address: P.O. Box 587 Southeastern PA 19399-0587
(Street) (City) (State) (Zip Code)

Telephone: Office: 610-296-8259 ; Other: Fax: 610-296-5816 Lawrence@LawHusick.com
(Area Code) (Number) (Area Code) (Number)

C. PRIOR COMPLAINTS CONCERNING THIS MATTER OR THIS ATTORNEY:

Have you previously filed a complaint concerning this matter or this attorney with the Disciplinary Board, a Bar Association or its Fee Dispute Committee, any District Justice, Court, District Attorney or any other agency or office:
YES ☒ NO. If so, please identify the agency and specify the date and nature of your complaint and the action taken by the agency: An identical complaint is being filed simultaneously with the U.S. Patent and Trademark Office since Mr. Husick is also a member of the Patent Bar.

D. INSTRUCTIONS:

A written and signed statement of the facts must be filed with the Disciplinary Board before your complaint can be considered. Therefore, on the reverse side of this form, under STATEMENT OF COMPLAINT, please fully and completely set forth all of the facts and circumstances of your complaint. PLEASE BE SPECIFIC, referring to relevant dates, contacts you made with the attorney, the fee arrangement, amounts paid to the attorney and when, services to be performed, the names and addresses of other individuals involved in the legal matter, EXACTLY WHAT CONDUCT YOU BELIEVE IS UNETHICAL OR ILLEGAL, etc.

PLEASE ATTACH COPIES OF ALL CORRESPONDENCE AND/OR DOCUMENTS RELATING TO YOUR CASE. If you send original documents and wish them returned to you, check here _____. If you have not

attached any documentation, please explain why:

E. **STATEMENT OF COMPLAINT:** (Note: Attach as many additional pages as necessary to fully set forth all of the relevant facts and circumstances surrounding your complaint).

My company retained Mr. Husick to prepare and file several patent applications. The inventions and methods in these patent applications are essential to the operation of our business and represent the most valuable assets of my company. We have discovered that Mr. Husick let our patent applications lapse and become abandoned.

Please know that I have not come to the decision to file this complaint lightly. As shown in the accompanying documents, Mr. Husick repeatedly misled my company about the status of our patent applications for nearly two years after he became aware that at least one of the applications had become abandoned. For the better part of three years, based on Mr. Husick's representations, I was clearly under the impression that my patent applications had been pending in the U.S. Patent and Trademark Office the entire time.

My company has been harmed by Mr. Husick's inaction and misrepresentations. As things presently stand, my company has, perhaps irrevocably, lost valuable intellectual property rights as a direct result of Mr. Husick's inaction with respect to our patent applications. We are going to attempt to revive the applications. However, success is far from certain and very expensive.

F. **CONFIDENTIALITY:**

You are advised that Rule 402 of the Pennsylvania Rules of Disciplinary Enforcement requires that all investigations and proceedings before the Disciplinary Board be conducted in a strictly confidential manner. Therefore, you are requested not to breach the confidentiality of our consideration of your complaint by disclosing your involvement with the Disciplinary Board to other persons.

G. **INTERVIEWS:**

It is NOT required that you present your complaint to this office in person. Personal interviews are not required and are not usually necessary for our preliminary review and understanding of complaints. If we need further information relative to your complaint, you will be contacted by phone or letter and arrangements will be made for any personal interview determined to be necessary.

2/22/07
(Date)

Ronald L. Cummings
(Your Signature)



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lawrence.husick

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☒ RE: On Mussel Patent Update - second request

From: Ron Cravens <ron.cravens@sbcglobal.net>
To: 'Lawrence Husick' <lawrence@lawhusick.com>
CC: Bob Mullen <boblen01@aol.com>, Bruce Van Der Kamp <bvk@comcast.net>, Chris Cashman <cashman@protez.com>, Clair Gustafson Home <clairkim@itctel.com>, Ken Odde - Home <kodde@valleytel.net>, Ron Cravens SBC <ron.cravens@sbcglobal.net>
Date: May 9 2005 - 11:10am

Thanks Lawrence - we appreciate any information.

Ron Cravens

14706 Sherwood Road

Leawood, KS 66224

Home (913) 681-9023

Cell (913) 515-1616

From: Lawrence Husick [mailto:lawrence@lawhusick.com]
Sent: Monday, May 09, 2005 9:41 AM
To: Ron Cravens
Subject: Re: On Mussel Patent Update - second request

Ron:

I will check with the PTO, but at this time, your application is just outside the average times now prevalent in the Patent Office...so you should not be worried.

Lawrence

On May 9, 2005, at 9:34 AM, Ron Cravens wrote:

Hi Lawrence,

We would truly appreciate some sort of update or guidance on the status of both of the patents you submitted for us in the Spring of 2000. Can tell us how or if we can track process through the USPTO?

We have a Board meeting a week from today and need an update.

Thanks for your help.

Ron Cravens

14706 Sherwood Road

Leawood, KS 66224

Home (913) 681-9023

Cell (913) 515-1616

From: Ron Cravens [mailto:ron.cravens@sbcglobal.net]

Sent: Sunday, May 01, 2005 9:58 AM

To: 'Lawrence Husick (HYPERLINK

'mailto:lawrence@lawhusick.com'lawrence@lawhusick.com)

Cc: Bob Mullen; Bruce Van Der Kamp; Chris Cashman; Clair Gustafson Home; Ken Odde - Home; Ron Cravens SBC

Subject: FW: On Mussel Patent Update

Lawrence,

I rechecked the number and I made an error, it is 10/084592, not 10/084593. However when I look for this number I get the following:

Sorry, the entered Application Number "10/084592" is not available. The number may have been incorrectly typed, or assigned to an application that is not yet available for public inspection.

Ron Cravens

14706 Sherwood Road

Leawood, KS 66224

Home (913) 681-9023

Cell (913) 515-1616

From: Ron Cravens [mailto:ron.cravens@shcglobal.net]

Sent: Sunday, May 01, 2005 9:48 AM

To: 'Lawrence Husick (HYPERLINK

"mailto:lawrence@lawhusick.com"lawrence@lawhusick.com)

Subject: On Mussel Patent Update

Hi Lawrence,

ASTech has a board meeting in two weeks and we need an update on patent status for the OM patent (Method and Composition for delivery of Medicants to Animals, serial # 10/084593, accepted 2/25/02). We last communicated on 10/25/04 and you indicated you would speak to the examiner if nothing appears to be moving.

When I look on the USPTO site under this application number, I do not find reference to ASTech or any of our members.

<Image001.gif>

What am I doing wrong?

Any update will be greatly appreciated.

Ron Cravens

14706 Sherwood Road

Leawood, KS 66224

Home (913) 681-9023

Cell (913) 515-1616

From: Ron Cravens [mailto:ron.cravens@sbcglobal.net]
Sent: Monday, October 25, 2004 10:44 AM
To: 'Lawrence Husick (lawrence@lawhusick.com)'
Cc: 'cashman@protez.com'; 'Clairkim@itctel.com'; 'ken.odde@ndsu.nodak.edu';
'bvk@comcast.net'; 'Boblen01@aol.com'
Subject: OM patent?

Hi Lawrence,

Just seen some new technology that is being applied intranasal and it reminded me to check on our On Mussel patent application -- any news?

Nasal Powder Influenza Vaccine Under Development

Old sent files on lap top.

From: Bruce Van Der Kamp [mailto:bvk@comcast.net]
Sent: Friday, May 14, 2004 10:56 AM
To: Ron Cravens; Bob Mullen; Bruce Van Der Kamp; cashmc00@aol.com; cashman@protez.com;
Clair Gustafson; Ken Odde - Home; ken.odde@ndsu.nodak.edu
Subject: FW: Patent Status

All,

Not much insight - perhaps it is NOT possible to get any more from USPTO.

Bruce

-----Original Message-----

From: Lawrence Husick [mailto:lawrence@lawhusick.com]
Sent: Friday, May 14, 2004 9:29 AM
To: bvk@comcast.net
Subject: Re: Patent Status

Both in queue at PTO, but given that the time to first official action is now sometimes >20 months, I am not concerned.

LAH

On May 11, 2004, at 5:58 PM, Bruce Van Der Kamp wrote:

> Lawrence,

>

> Following up on this inquiry.

>

> Regards,

>

> Bruce

> -----Original Message-----

> From: Bruce Van Der Kamp [mailto:byk@comcast.net]
> Sent: Thursday, April 15, 2004 8:07 AM
> To: lawrence@lawhusick.com
> Subject: Patent Status
>
> Lawrence,
>
> Can you provide specifics as to the status of our two patents? There
> is concern that we may be 'not in the queue' since we have heard
> nothing since filing.
>
> 1) financial business patent for positively identifying livestock
> (#60/351120)
> 2) patent for method and composition for delivery of medicants to
> animals (#??????)
>
> Thanks,
>
> Bruce
>
> Bruce Van Der Kamp
> ASTech International
>

Lawrence A. Husick
LIPTON, WEINBERGER & HUSICK
Intellectual Property and Technology Law

☑ **FW: Patent Status**

From: Bruce Van Der Kamp <bvk@comcast.net>
To: Ron Cravens <ron.cravens@sbcglobal.net>, Bob Mullen <boblen01@aol.com>, Bruce Van Der Kamp <bvk@comcast.net>, <cashmc00@aol.com>, <cashman@protez.com>, Clair Gustafson <clairkim@itctel.com>, Ken Odde - Home <kodde@valleytel.net>, <ken.odde@ndsu.nodak.edu>
Reply-To: <bvk@comcast.net>
Date: May 14 2004 - 9:55am

All,

Not much insight - perhaps it is NOT possible to get any more from USPTO.

Bruce

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From: Lawrence Husick [mailto:lawrence@lawhusick.com]
Sent: Friday, May 14, 2004 9:29 AM
To: bvk@comcast.net
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>
> Thanks,
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> Bruce
>
> Bruce Van Der Kamp

☒ FW: Patent Status

From: Ron Cravens <ron.cravens@sbcglobal.net>
To: Ken Odde <kodde@valleytel.net>, Bob Mullen <BobMullen@aol.com>, Bruce Van Der Kamp <bvd@comcast.net> <bvd@comcast.net>, Chris Cashman <Cashmcd00@aol.com>, Clair Gustafson <clairgm@tntel.com>, Ron Cravens <doc2cravens@hotmail.com>
Date: Sep 7 2004 - 1:36pm

Ron Cravens MS, DVM
14706 Sherwood
Leawood, KS 66224
Home 913-681-9023
Cell 913-515-1616

-----Original Message-----

From: Lawrence Husick [<mailto:lawrence@lawhusick.com>]
Sent: Tuesday, September 07, 2004 2:29 PM
To: Ron Cravens
Subject: Re: Patent Status

They do...it does no good. They don't really care, either, since the patent life is extended to compensate for the delay beyond 3 years.

On Sep 7, 2004, at 3:12 PM, Ron Cravens wrote:

> Thanks Lawrence,
>
> How can they get away with this kind of delay? You would think that
> big
> companies would pitch a fit through their lobbyist.
>
> Ron Cravens MS, DVM
> 14706 Sherwood
> Leawood, KS 66224
> Home 913-681-9023
> Cell 913-515-1616
> -----Original Message-----
> From: Lawrence Husick [<mailto:lawrence@lawhusick.com>]
> Sent: Tuesday, September 07, 2004 1:51 PM
> To: Ron Cravens
> Subject: Re: Patent Status
>
> Hi Ron...
>
> The PTO keeps slipping times to examine patents, so as they say in the
> government game, "No News is just no news." We will let you know the
> MOMENT anything does come our way.
>
> Hope you are all well, and that you've had a good Summer.
>
> LAH
>
> On Sep 1, 2004, at 10:06 PM, Ron Cravens wrote:

>

>> Hi Lawrence,

>>

>> Long time no news! Thought I would check to see if you have any
>> updates on our ASTech patents.

>> Hope all is well,

>> Ron Cravens MS, DVM

>> 14706 Sherwood

>> Leawood, KS 66224

>> Home 913-681-9023

>> Cell 913-515-1616

> Lawrence A. Husick

> LIPTON, WEINBERGER & HUSICK

> Intellectual Property and Technology Law

> Lawrence@lwhusick.com

> <http://www.Lwhusick.com>

> P.O. Box 587

> Southeastern, PA 19399-0587

> 610/296-8259 Voice 610/296-5816 Fax

From: Lawrence A. Husick <Lawrence@LawHusick.com>
To: Bruce Van Der Kamp <byk@aibl.com>
CC: Ron Cravens <ron.cravens@globalnet.net>, Ken Odde <knodde@vallavetel.net>, Clair Gustafson <clairm@aibl.com>, Chris Cashman <cashmc90@aol.com>, Bob Mullen <bobm91@aol.com>
Date: Dec 31 2003 - 12:11pm

Gentlemen:

I scheduled this filing some time ago at your request, but my paralegal is out until 02-JAN-03, and I cannot check on the exact status until her return. I will do this on that date.

In the meanwhile, I need to know if we will be filing foreign cases corresponding to the US case, and if so, in what countries. Please give me a call on 02-JAN-03 to discuss procedures and costs.

Have a happy, healthy, and safe New Year.

LAH

On 12/31/02 11:14 AM, Bruce Van Der Kamp at byk@aibl.com said:

>Lawrence,

>Regarding prior requests (phone, e-mail) and below reminder, I am following up to insure and confirm that a utility application has been filed.

>If you prefer or need local discussions, please contact Chris Cashman >(484-883-4052) or Bob Mullen (610-716-0410).

>Thanks,

>Bruce

>Please record the date 23-JAN-2003 on your corporate calendar as the date >prior to which a Utility Application claiming priority of this >provisional application, or a request to convert this provisional >application to a utility application must be filed in order to prevent >abandonment of the application. By law, this application will lapse >irrevocably on that date.

>Of course, as we have discussed, it is our intention to file our utility >application long before 23-JAN-2003.

>In addition, we must determine whether you wish to file foreign >applications claiming priority of the present application. We will write >to you separately about issues related to foreign filing.

>Again, congratulations on the first of what I am sure will be many >successful patent filings.

>Sincerely,

>Lawrence A. Husick
>LIPTON, WEINBERGER & HUSICK
>Intellectual Property and Technology Law

Hi,

From: Ron Cravens <ron.cravens@stcglobal.net>
To: Lawrence A. Husick <Lawrence@LawHusick.com>
BCC: <crashman@messtapharm.com>
Date: Dec 5 2003 - 4:15pm

 image001.jpg - 5.6k - [View in Outlook](#)

Hi Lawrence,

Hope all is well and that you had an enjoyable Thanksgiving.

I was wondering what is happening with our On Mussel patent application. It has been over 18 months and I was thinking we should have heard something by now. I would greatly appreciate an up date or your thoughts on when we should hear something.

Thanks,

Ron Cravens MS, DVM
14708 Sherwood
Leawood, KS 66224
Home 913-681-9023
Cell 913-515-1616

Ron Cravens

From: Ron Cravens [ron.cravens@sbcglobal.net]
Sent: Wednesday, December 17, 2003 9:48 AM
To: 'Lawrence A. Husick'
Cc: Ken Odde; Bob Mullen; Bruce Van Der Kamp (bvk@comcast.net); Chris Cashman; Clair Gustafson; 'Ron Cravens'
Subject: RE: Checking

Thanks Lawrence -- will the Patent Office move up the review since they seem to have messed things up?

Happy Holidays!

Ron Cravens MS, DVM
14706 Sherwood
Leawood, KS 66224
Home 913-681-9023
Cell 913-515-1616

-----Original Message-----

From: Lawrence A. Husick [mailto:Lawrence@LawHusick.com]
Sent: Monday, December 15, 2003 2:24 PM
To: Ron Cravens
Subject: Re: Checking

Hi Ron:

After you prompted me, I sent in a status request. Last week, without explanation from the PTO, I got back a notice that the application had been abandoned! Needless to say, I am hard at work tracking down the bonehead who made my request into an abandonment (no doubt, a wrong key pressed by a minimum wage worker) and will have the case back on track shortly. (This is nothing to worry about, and will delay processing of the case only slightly, if at all.)

I will keep you posted about your government, in action!

Hope you are well.

Happy holidays.

Lawrence

On 12/15/03 11:26 AM, Ron Cravens at ron.cravens@sbcglobal.net said:

>Hi Lawrence,

>

>

>

>I sent a message a couple weeks ago, but have not heard anything back.

>I am checking to see if you received the message/questions.

>

>

>
>Happy Holidays!
>
>
>
>Ron Cravens MS, DVM
>
>14706 Sherwood
>
>Leawood, KS 66224
>
>Home 913-681-9023
>
>Cell 913-515-1616

Lawrence A. Husick
LIPTON, WEINBERGER & HUSICK
Intellectual Property and Technology Law
Lawrence@LawHusick.com
<http://www.LawHusick.com>
P.O. Box 587
Southeastern, PA 19399-0587
610/296-8259 Voice 610/296-5816 Fax
AOL/Netscape IM: LawHusick

"It is, in fact, nothing short of a miracle that the modern methods of instruction have not yet entirely strangled the holy curiosity of inquiry."

- Albert Einstein (1879-1955) - Autobiographical Notes

This electronic message transmission contains information from the law firm of Lipton, Weinberger & Husick which may be confidential or privileged. Recipients should not file copies of this e-mail with publicly accessible records. The information is intended to be for the use of the individual(s) named above. If you are not the intended recipient, please be aware that any disclosure, copying, distribution or use of the contents of this message is prohibited.

If you have received this electronic transmission in error, please notify us by electronic mail (PostMaster@LawHusick.com) immediately, before we get in really big trouble. If you fail to be intimidated by this notice, we will get angry, stamp our feet, and hold our breath until we turn blue. Thank you.

(Official-Looking Notice V1.6fc3)

 RE: Checking

From: Lawrence A. Husick <Lawrence@LawHusick.com>

To: Ron Cravens <ron.cravens@sbcglobal.net>

Date: Dec 17 2003 - 9:56am

Not a chance. Keep dreaming. This is a government agency. They do NOT make mistakes.

Happy holidays to all!

Lawrence

On 12/17/03 10:45 AM, Ron Cravens at ron.cravens@sbcglobal.net said:

>Thanks Lawrence -- will the Patent Office move up the review since they seem
>to have messed things up?

>

>Happy Holidays!

>

>Ron Cravens MS, DVM

>14706 Sherwood

>Leawood, KS 66224

>Home 913-681-8823

>Cell 913-515-1616

>

>

>-----Original Message-----

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>Sent: Monday, December 15, 2003 2:24 PM

>To: Ron Cravens

>Subject: Re: Checking

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>shortly. (This is nothing to worry about, and will delay processing of
>the case only slightly, if at all.)

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>>I sent a message a couple weeks ago, but have not heard anything back. I

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>>Happy Holidays!

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>>Ron Cravens MS, DVM

>>14706 Sherwood

>>Leawood, KS 66224

>>Home 913-681-9023

>>Cell 913-515-1616

>

>Lawrence A. Husick

>LIPTON, WEINBERGER & HUSICK

>Intellectual Property and Technology Law

>Lawrence@LawHusick.com

>>

☒ RE: Patent Filing

From: Ron Cravens <ron.cravens@ecoglobal.net>
To: Lawrence A. Husick <Lawrence@LawHusick.com>
BCC: Bruce Van Der Kamp <bvk@stlb.com>
Date: Feb 3 2003 - 7:37pm

Hi Lawrence,

I just received the papers for the ID patent. I have signed and sent them back to you. I was wondering what happened to the OM patent that we filed last Spring - we never had to sign any thing and have heard nothing on the progress.

Thanks for any information you can provide.

Ron Cravens MS, DVM
14706 Sherwood
Leawood, KS 66224
913-681-9023

-----Original Message-----

From: Lawrence A. Husick [<mailto:Lawrence@LawHusick.com>]
Sent: Wednesday, January 22, 2003 12:52 PM
To: Bruce Van Der Kamp
Cc: Ron Cravens; Ken Odde; Clair Gustafson; Chris Cashman; Bob Mullen
Subject: Re: Patent Filing

Gentlemen:

If you would, please provide below your name, your current home phone number. I would appreciate a response ASAP. If you know the others' numbers, please provide.

Christopher Cashman
1502 E Grand Oak
West Chester, PA 19380

Bob Mullen
1760 Spring House Road
Chester Springs, PA 19425

Ron Cravens
14706 Sherwood
Leawood, KS 66224

Clair Gustafson
18980 436 Ave.
Bryant, SD 57221

Ken Odde
11155 SD Hwy 1804
Pollock, SD 57648

Bruce Van Der Kamp
17950 E. Dorado Drive
Centennial, CO 80015

Lawrence A. Husick
LIPTON, WEINBERGER & HUSICK
Intellectual Property and Technology Law
Lawrence@LawHusick.com
<http://www.LawHusick.com>
P.O. Box 587
Southeastern, PA 19399-0587
610/296-8259 Voice 610/296-5816 Fax
AOL/Netscape IM: LawHusick

☒ Re: FW: Financial Business Patent

From: Lawrence A. Husick <Lawrence@LawHusick.com>
To: Bruce Van Der Kamp <bvk@attbi.com>
CC: cashmcc00@aol.com, ron.cravens@chcglobal.net, clarkm@cdtel.com,
boblen01@aol.com, kordas@valleytel.net
Date: Oct 29 2002 - 7:17am

Folks:

I will review the application document, and get back to Bruce with any questions or clarifications. I expect to be able to complete filing in about 10 days' time.

Thanks for the opportunity to continue working with all of you.

Lawrence

On 10/26/02 7:30 AM, Bruce Van Der Kamp at bvk@attbi.com said:

>Lawrence,

>

>Please proceed with 'filing a new application, citing the provisional as
>priority matter' as a US application. We have reviewed and made a few
>changes.

>

>Please insure that all 6 members are noted on the patent application
>(see attached).

>

>Thanks and let me know if there are additional information required.

>

>Bruce

>

>-----Original Message-----

>From: Lawrence A. Husick [mailto:Lawrence@LawHusick.com]
>Sent: Friday, October 18, 2002 1:46 PM
>To: Bruce Van Der Kamp
>Subject: Re: Financial Business Patent

>

>

>There is no "conversion" in the US. Rather, we file a new application,
>citing the provisional as priority matter. To do this, we should review

>

>and revise the application to include our present knowledge of the
>invention, and then file the case, either as just a US application, or
>under the Patent Cooperation Treaty to protect the invention here and
>overseas. Let me know how you'd like to proceed.

>

>Lawrence

>

>On 10/18/02 3:34 PM, Bruce Van Der Kamp at bvk@attbi.com said:

>

>>Lawrence,

>>

>>We believe that we are nearly at a point of converting this provisional

>>

>>patent to a utility status.

>>

>>What are the necessary steps to do this -- are there additional
>>information you need from us? We would like all members/partners to be
>>listed on the patent. Bob Mullen Chris Cashman
>>Clair Gustafson
>>Ken Odde
>>Ron Cravens
>>Bruce Van Der Kamp
>>
>>Please advise.
>>
>>Thanks,
>>
>>Bruce
>>
>>Bruce Van Der Kamp
>>17950 E. Dorado Drive
>>Centennial, CO 80015
>>Cell Phone (303-819-0077)
>>Home Phone (303-617-4297)
>>

☒ FW: Financial Business Patent

From: Bruce Van Der Kamp <bvk@atbi.com>
To: <cashman@atbi.com>, <ron.cravens@stglobal.net>, <hablen@atbi.com>,
<kordec@valleytel.net>, <clarkun@atbi.com>
Date: Oct 18 2002 - 2:01pm

Partners,

As follow up to activities this week — let me know if you have any proposed changes for the patent.

Assuming that Ivar has no issues I will proceed with filing with Lawrence as noted below on Tuesday of next week (10/22). I will use the one that I sent to Ivar, which you were all copied on.

Also please advise if you want to file outside the US — my plan would be to file just here as a US application.

Bruce

—Original Message—

From: Lawrence A. Husick [mailto:Lawrence@LawHusick.com]
Sent: Friday, October 18, 2002 1:46 PM
To: Bruce Van Der Kamp
Subject: Re: Financial Business Patent

There is no "conversion" in the US. Rather, we file a new application, citing the provisional as priority matter. To do this, we should review

and revise the application to include our present knowledge of the invention, and then file the case, either as just a US application, or under the Patent Cooperation Treaty to protect the invention here and overseas. Let me know how you'd like to proceed.

Lawrence

On 10/18/02 3:34 PM, Bruce Van Der Kamp at bvk@atbi.com said:

>Lawrence,

>

>We believe that we are nearly at a point of converting this provisional patent to a utility status.

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>What are the necessary steps to do this — are there additional information you need from us? We would like all members/partners to be listed on the patent. Bob Mullen

>Chris Cashman

>Clair Gustafson

>Ken Odde

>Ron Cravens

>Bruce Van Der Kamp

>

>Please advise.

>Thanks,

>Bruce

Collateral Patent

From: Ron Cravens <doc2cravens@hotmail.com>
To: Lawrence Husick <lawrence@lawhusick.com>
CC: Ron Cravens <doc2cravens@hotmail.com>, Bob Mullen <Boblen01@aol.com>, Bruce Van Der Kamp <bvk@attbi.com>, Chris Cashman <Cashmc00@aol.com>, Clair Gustafson <claugin@idtel.com>, Ken Odde <kedde@valleytel.net>, 'Ron Cravens' <doc2cravens@comcast.net>
Date: Apr 19 2002 - 11:26am

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Lawrence,

We haven't communicated in quite a while, so I hope all is well. The Partners have been working on the Collateral business plan and have some questions related to the Collateral Patent.

We (ASTech) want to convert the Collateral provisional patent application to a regular (Utility?) patent application. Before we do that, we want to revisit some sections and add some specifics to the claims.

We would like to have specific language to insure we are covering Iris Scans. This would include the body and claims.

We want to include specific reference to linking EID Tags or Technology to collection of a hair, tissue or blood sample that could be used for DNA testing. This relates to new legislation that is being considered to cover Country of Origin testing/tracking.

We want to include a claim related to use of a Biometric linked to a CIN/AIN for Country of Origin Labeling tracking/testing.

Another consideration or question relates to the Optibrand patent. We would like your opinion as to any possible infringements related to Country of Origin Labeling.

When would be a good time to discuss these issues?

☒ RE: Collateral System-Company and Product Names

From: Lawrence A. Husick <Lawrence@LawHusick.com>
To: Ron Cravens <doc2cravens@comcast.net>, Bruce Van Der Kamp
<bvk2000@hotmail.com>, 'Mullen, Bob' <bobm11@aol.com>, 'Cashman, Chris'
<cashmcc0@aol.com>, 'Gustafson, Clair' <clairclain@hotmail.com>, 'Odde, Dr. Ken'
<kdodde2valleytel.net>, Clair Gustafson <clairkim@itctel.com>
Date: Apr 12 2002 - 7:10pm

Correct. Trademark rights are established by use in interstate commerce,
but practically, in order to stop someone from infringement, you need to
have a Federal registration (that costs \$\$).

Lawrence

On 4/12/02 11:27 AM, Ron Cravens at doc2cravens@comcast.net said:

>Bruce,

>

>As I understand it, use of the TM does not give you protection, but it

>does establish use of the name in the market. You can claim it as a

>Trademark of ASTech, but I don't think you can stop anyone else from

>using it or something that sounds like it associated with a similar

>products or service. I think the issue comes down to how much money we

>want to invest in TMs and when.

>

>I will send this to Lawrence to make sure I am not miss leading the

>group.

>

>Ron Cravens MS, DVM

>(502 Von Steuben drive

>West Chester, PA 19380

>610-701-9261

>

>-----Original Message-----

>From: Bruce Van Der Kamp [mailto:bvk2000@hotmail.com]

>Sent: Friday, April 12, 2002 9:41 AM

>To: Mullen, Bob; Cashman, Chris ; Cravens, Ron; Gustafson, Clair; Odde,

>Dr. Ken ; Van Der Kamp, Bruce ; Clair Gustafson

>Subject: Fw: Collateral System-Company and Product Names

>

>Chris,

>

>Here is the latest correspondence regarding the naming plans ---

>

>Remaining actions:

>

>1) selection of name -- appears that the consensus is that we can use

>the name without filing as a "TM" (I still question whether that gives

>us any protection should someone else file for tm registration in the

>meantime - but I yield to Ron's comments)

>

>2) filing and organization of LLC in South Dakota

>

>

>

>BVK

>----- Original Message -----

>

>From: Clair Gustafson <mailto:clairkim@itctel.com>

>

>To: Ron <mailto:doc2cravens@hotmail.com> Cravens

>

>Cc: Bruce Van Der <mailto:bvk2000@hotmail.com> Kamp; Gustafson,

><mailto:fastclair@hotmail.com> Clair; kodde@valleytel.net;

>Cashmc00@aol.com; Boblen01@aol.com

>

>Sent: Friday, March 22, 2002 4:04 PM

>

>Subject: RE: Collateral System-Company and Product Names

>

>Ron:

>

>The TM seems to make the most logic with the directions below. You have

>done an excellent job on the naming and the reasons.

>Well done Ron!

>

>Clair

>

>----- Original Message -----

>From: Ron Cravens [mailto:doc2cravens@hotmail.com]

>Sent: Wednesday, March 20, 2002 10:41 AM

>To: 'Bruce Van Der Kamp'; 'Gustafson, Clair'; kodde@valleytel.net;

>clairkim@itctel.com; Cashmc00@aol.com; Boblen01@aol.com

>Subject: RE: Collateral System-Company and Product Names

>

>Partners:

>

>I just spoke with Lawrence on the TM issues (the following is my
>understanding). His fee structure includes registration of appropriate
>documents, follow-up correspondence and tracking of materials and
>communications. If he had to do additional work in support of the
>filing, there would be additional charges.

>

>Some points to consider:

>Filing for registration (somewhat similar to a patent filing) can lead
>registration "R" and a right to use/protect the mark. However, the mark
>is only useful once it is in interstate commerce. In addition, once you
>have a registered mark, the PTO requires a \$100 extension fee every 6
>months until you start to use mark in commerce.

>

>We can use "T" without registration to establish use and submit for R
>later. For "Nature's WayT" this is probably the best strategy as
>availability to use is unlikely to change with time. Additionally, the
>greatest value of the mark will be to ASTech as we build awareness for
>the idea and use in the marketing materials we use to sell a license to
>some other user. The group purchasing the license may or may not want
>to continue with the mark. We can establish use by including the mark
>and graphic characteristics in marketing materials that are shipped
>across State lines to a real potential customer or someone we are trying
>to influence. We would need to include a footnote "Nature's Way is a
>trade and service mark of ASTech International LLC." Or something to
>that effect.

>

>We may want to consider the same strategy for the collateral marks. I
>would assume use of the marks in communication with Optibrand would

- >constitute in market use. As soon as we have a better feel for when we
- >will be generating revenue, we can spend the money to have Lawrence file
- >the applications.
- >
- >We need to have agreement on what we will use for marks so we can move
- >rapidly once we decide to file.

☑ Re: Request

From: Lawrence A. Husick <Lawrence@LawHusick.com>

To: Ron Cravens <for2cravens@hotmail.com>

Date: Mar 19 2002 - 3:33pm

📎 Muzzle Innoculation Patent.doc - 51k - [View in Outlook](#)

On 3/19/02 9:49 AM, Ron Cravens at for2cravens@hotmail.com said:

>Lawrence,

>

>I had a hard drive failure a couple weeks ago and lost the final version
>of the OM Patent. Would you send me a new copy?

>

>Thanks,

>

>Ron Cravens MS, DVM

>

>1502 Von Steuben drive

>

>West Chester, PA 19380

>

>610-701-9261

☑ RE: Questions

From: Ron Cravens <doc2cravens@hotmail.com>
To: 'Lawrence A. Husick' <Lawrence@LawHusick.com>
CC: Ron Cravens <doc2cravens@hotmail.com>, Bob Mullen <Boblen01@aol.com>, Bruce Van Der Kamp <bvk@aol.com>, Chris Cashman <Cashs100@aol.com>, Clair Gustafson <clarkim@idtel.com>, Ken Odde <kodde@valleytel.net>
Date: Mar 19 2002 - 8:44am

Lawrence,

I will check with the partners for there agreement to submit for TM. I feel this is a good umbrella name for the process as it allows several messages to be developed and positioned.

Partners:

Please let me know your thoughts.

Thanks

Ron Cravens MS, DVM
1502 Von Steuben drive
West Chester, PA 19380
610-701-6261

-----Original Message-----

From: Lawrence A. Husick [<mailto:Lawrence@LawHusick.com>]
Sent: Tuesday, March 19, 2002 8:49 AM
To: Ron Cravens
Cc: Bruce Van Der Kamp
Subject: Re: Questions

Ron:

1. I will send the documents as soon as I receive the notice from the PTO to which we must respond. I need the data on that form to complete the declaration that you must sign.

2. I will take a look at NATURE'S WAY as a mark. I suggest that you authorize me to file an "intent to use" registration application to reserve the mark ASAP. As I have told you, filing the application is a \$1,000 item, but early filing will help the cause. As you know, you can buy Cadillac dog food, and drive it home in your Cadillac. Unless there is some animal medication with this name, we're probably OK.

Lawrence

On 3/19/02 6:53 AM, Ron Cravens at doc2cravens@hotmail.com said:

>Lawrence,

>

>Hope all is well.

>

>I have two questions:

>

>1. When do you plan to send the OM patent documents for Bruce, Ken and

>me to sign?

>

>2. We have selected a tradename for the OM process "Nature's Way". As
>you would expect, there are several prior registration for this name or
>work combination. I found 57 references on USPTO site. I will attach
>some of the representative and "live" registrations. My question
>relates to the ability to use Nature's Way as it relates to our process
>even though there are other uses out there. The closest thing I read
>relate to nutritional supplements that made vague claims of improved
>immunity. I did not see any uses related to animal vaccines.

>

>Ron Cravens MS, DVM

>

>1502 Von Steuben drive

>

>West Chester, PA 19380

>

>610-701-9261

☒ OM

From: Lawrence A. Husick <Lawrence@LawHusick.com>
To: Ron Cravens <doc2cravens@hotmail.com>, Ken Odde <kodde@valleval.net>,
Clair D Gustafson <clairdm@aol.com>, Clair <fastclair@hotmail.com>,
Cashmo00@aol.com, Bruce Van Der Kamp <bvr2000@hotmail.com>, Bob Mullen
<rboblen01@aol.com>
Date: Mar 13 2002 - 12:23pm

Gentlemen:

I am pleased to report that the United States Patent and Trademark Office
has acknowledged receipt of our application entitled, "METHOD AND
COMPOSITION FOR DELIVERY OF MEDICANTS TO ANIMALS" and has accorded it a
filing date of February 25, 2002, and an application serial number of
10/084592.

I will be in contact shortly to determine if there is relevant prior art
which we should submit to the examiner in an information disclosure
statement pursuant to our duty of disclosure under Patent Rule 56.

Lawrence A. Husick
LIPTON, WEINBERGER & HUSICK
Intellectual Property and Technology Law
Lawrence@LawHusick.com
<http://www.LawHusick.com>
P.O. Box 587
Southeastern, PA 19399-0587
610/296-8259 Voice 610/296-5816 Fax
AOL/Netscape IM: LawHusick

"It is, in fact, nothing short of a miracle that the modern

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
: Ronald L. Cravens :
: Group No.: Not yet assigned
Serial No. 10/084,592 :
: Examiner: Not yet assigned
Filed: February 25, 2002 :

For: METHOD AND COMPOSITION FOR DELIVERY OF MEDICANTS TO ANIMALS

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

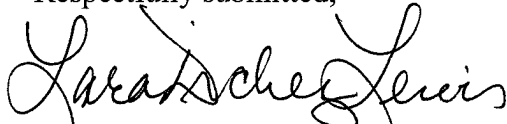
Alexandria, VA 22313-1450

Sir:

GENERAL TRANSMITTAL LETTER

In the previous filing made today, March 12, 2007 at 16:33:11 Eastern Time under EFS ID 1584495, the wrong petition document was attached. The correct document is being submitted herewith and substitution of the petition documents is respectfully requested.

Respectfully submitted,



Lara Dickey Lewis, Reg. No. 48,161
Blackwell Sanders Peper Martin LLP
4801 Main Street, Suite 1000
Kansas City, MO 64112
816-983-8158